

CITY OF LEWISTON

CITY COUNCIL

OCTOBER 6, 1998

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 7:00 P.M.

THE HONORABLE KAILEIGH A. TARA, MAYOR, PRESIDING.

PRESENT: Councilors Lynch, Kelly, Albert, Samson, Bilodeau, City Administrator Robert J. Mulready and Assistant City Administrator Peter Crichton.

ABSENT: Councilor Putnam

Pledge of Allegiance to the Flag.

Moment of Silence.

A number of announcements were made by the Mayor.

VOTE (1)

Motion by Councilor Samson, seconded by Councilor Bilodeau:

To dispense with the reading of the minutes of the September 15, 1998, meeting and to accept and place them on file as prepared by the Deputy City Clerk. Passed - Vote 5-0

PUBLIC HEARING ON AN ORDINANCE PERTAINING TO REFERENDUM ELECTIONS

The ordinance pertaining to referendum elections received its first reading at this time.

Comments were made by two representatives of "We the People" in opposition to the ordinance.

VOTE (2)

Motion by Councilor Lynch, seconded by Councilor Kelly:

That the ordinance pertaining to referendum elections, which would require the voters to approve the expenditure of municipal funds for the construction of a convention center and/or civic center, has passage on first reading by a yeay and nay vote. Passed - Vote 5-0

VOTE (3)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That Section 7 (c) of the Rules Governing the City Council be suspended to allow a second reading at this time.

Passed - Vote 5-0

The ordinance pertaining to referendum elections received its second reading at this time.

VOTE (4)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That the ordinance pertaining to referendum elections, which would require the voters to approve the expenditure of municipal funds for the construction of a convention center and/or civic center has final passage by a yea and nay vote.

Passed- Vote-5-0

PUBLIC HEARING ON AN ORDINANCE PERTAINING TO NURSING HOMES

The ordinance pertaining to nursing homes received its first reading at this time.

VOTE (5)

Motion by Councilor Albert, seconded by Councilor Bilodeau:

That the ordinance pertaining to nursing homes, deleting the requirement that nursing homes be licensed, has passage on first reading by a yea and nay vote, and that the public hearing on said ordinance be continued to the next regular meeting for final passage. Passed - Vote 5-0

**PUBLIC HEARING ON \$750,000 BOND ISSUE
FOR A NEW DOWNTOWN DEVELOPMENT PROJECT**

Development Director Greg Mitchell briefed the City Council on the benefits of providing the loan package, with an explanation on the agreement between the City of Lewiston and J & M Reality.

A comment was offered from the public in support of the requested action.

VOTE (6)

Motion by Councilor Albert, seconded by Councilor Kelly:

ORDERED, That \$750,000 be appropriated for financing a loan for a downtown development project;

FURTHER ORDERED, That to meet this appropriation, \$750,000 shall be raised by a Downtown Development Project Bond Issue;

FURTHER ORDERED, That the City Council instruct the Mayor and Finance Director to advertise for bids for \$750,000 Downtown Redevelopment Bonds; to award the loan; and to employ Palmer & Dodge to furnish the legal opinion for the same; provided that in the alternative, the Mayor and Finance Director are authorized to award the loan to the Maine Municipal Bond Bank;

FURTHER ORDERED, That the bonds shall be signed by the Mayor and City Treasurer;

FURTHER ORDERED, That the date, maturities, denominations, interest rate or rates, place or places of payment, form or other details of the bonds and of the provisions for the sale thereof shall be determined by the Mayor and Finance Director;

FURTHER ORDERED, That bonds issued hereunder may be subject to call for redemption on such terms as may be determined by the Mayor and Finance Director.

Passed - Vote 5-0

VOTE (7)

Motion by Councilor Bilodeau, seconded by Councilor Lynch:

To approve the agreement between the City of Lewiston and J & M Reality for development of the property located between Middle and Bates Street immediately to the rear of Dingley Building. Passed- Vote 5-0

PRESENTATION ON HAVING HALLOWEEN ON THE LAST SATURDAY OF OCTOBER EACH YEAR

Mr. Peter Geiger, Editor of the Farmer's Almanac made a presentation on the advantages of celebrating Halloween on the last Saturday of October.

Police Chief William Welch will be monitoring Halloween activities this year to compare calls for service against past years when Halloween was on a weekday. At this time the Mayor left and Council President Frank Kelly presided.

LEGISLATIVE UPDATE

Council President Frank Kelly discussed the survey results of the Maine Municipal Association's (MMA) Legislative Policy Committee. There was also a discussion about a City Council replacement for Councilor Kelly on the MMA's Legislative Policy Committee.

Peter Crichton updated the City Council on his work with the MMA's Transportation Advisory Committee and the committee's ongoing discussions with Maine Department of Transportation Commissioner John Melrose.

VOTE (8)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That the proper ordinance be drafted for public hearing at the next regular meeting to amend the Zoning and Land Use Code to next regular meeting to amend the Zoning and Land Use Code to change the front setback modification requirements as petitioned. Passed - Vote 5-0

VOTE (9)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

To authorize the Police Department to accept the Local Law Enforcement Block Grant in the amount of \$94,854.00 from the U.S. Department of Justice and to utilize the funds for improving its communications technology. Passed - Vote 5-0

VOTE (10)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That the maximum amounts allowed for general assistance and the maximum amounts allowed for food and housing, in the General Assistance Policy, for persons eligible to receive assistance in accordance with the standards of eligibility, be amended in accordance with HUD guidelines and the current Thrifty Food Plan. Passed - Vote 5-0

VOTE (11)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That Nell Court as accepted by the City Council on October 6, 1987, and recorded in Street Acceptance Book 4, Page 73, be officially changed to Nel's Court. Passed - Vote 5-0

VOTE (12)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

To authorize the Abused Women's Advocacy Project to use Heritage Park on Sunday, October 18, 1998, in observance of

Silent Witness Day, subject to the following conditions:

1. Area to be kept properly cleaned by the Abused Women's Advocacy Project.
2. Security, satisfactory to the Police Chief, to be provided at the expense of the Abused Women's Advocacy Project.

Passed - Vote 5-0

VOTE (13)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

A. That the hours for acceptance of registrations in person only, prior to the November 3rd Election, as required by M.R.S.A. Title 21-A, Sec. 122, 6A(2), be set at 8:00 A.M. to 4:30 P.M., October 21st, through November 2nd, and 9:00 A.M. to 12:00 Noon on October 31st.

B. That the names of those persons who register during the closed session for registration shall be recorded in accordance with M.R.S.A., Title 21-A, Sec. 122, Subsec. 7B, except the day prior to the election when they shall be recorded in accordance with Subsec. 7A.

C. Pursuant to Title 21A, Sec. 759(7), absentee ballots will be processed at the central polling place at 7:00 A.M., 6:00 P.M. & 8:00 P.M., if necessary.

Passed - Vote 5-0

VOTE (14)

Motion by Councilor Kelly, seconded by Councilor Samson:

To confirm the Mayor's appointment of Patricia Lemaire of 11 Moreau Avenue to a five year term on the Lewiston Housing Authority, said term to expire on September 17, 2003 and to confirm the Mayor's appointment of Anita Gosselin of 70 Blake Street to a five year term on the Lewiston Housing Authority, as a tenant representative, said term to expire on October 7, 2003. Passed - Vote 5-0

VOTE (15)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

That section 1 (a) of the Rules Governing the City Council be suspend to hold only one regular meeting during the month of November, said meeting to be held on Tuesday, November 17, 1998. Passed - Vote 5-0

VOTE (16)

Motion by Councilor Samson, seconded by Councilor Bilodeau:

To adjourn at 8:42 P.M. Passed - Vote 5-0

A true record, Attest:

Kelly J. Mercier
Deputy City Clerk
Lewiston, Maine